Docket No.: 060188-0865

JAN 0 3 2006

PATENT

D STATES PATENT AND TRADEMARK OFFICE

In re Application of

Customer Number: 20277

Masahiro OGAWA

Confirmation Number: 6747

Application No.: 10/849,053

Group Art Unit: 2826

Filed: May 20, 2004

Examiner: MONDT, JOHANNES P.

FOI: SEMICONDUCTOR DEVICE AND METHOD FOR FABRICATING THE SAME

Mail Stop Amendment Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above-identified application.

No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	13	20	0	\$50.00 =	\$0.00
Independent Claims	3	3	0	\$200.00 =	\$0.00
		Multiple dependent claims newly presented			\$0.00
		Fee for extension of time			\$0.00
					\$0.00
		Total of Above Calculations			\$0.00

Please charge my Deposit Account No. 500417 in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of  $\boxtimes$ extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Michael E. Fogarty Registration No. 36,139

Please recognize our Customer No. 20277 as our correspondence address.

600 13th Street, N.W. Washington, DC 20005-3096 Phone: 202.756.8000 MEF:jrj

Facsimile: 202.756.8087 Date: January 3, 2006

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For: SEMICONDUCTOR DEVICE AND METHOD FOR FABRICATING THE SAME

## **AMENDMENT**

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated October 3, 2005, having a three-month shortened statutory period for response set to expire on January 3, 2006, please amend the above identified application as follows: